

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, D.C. 20554 **RECEIVED**

In the Matter of )  
 )  
 Improving Public Safety Communications in )  
 the 800 MHz Band )  
 )  
 Consolidating the 900 MHz Industrial/Land )  
 Transportation and Business Pool Channels )

JUN 28 2002

FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF THE SECRETARY

WT Docket No. 02-55

To: The Commission

**OPPOSITION TO REQUEST FOR EXTENSION OF TIME  
 OR IN THE ALTERNATIVE  
PETITION FOR RECONSIDERATION**

Gilcomm, LLC (Gilcomm), by its attorney, hereby files its Opposition to the Request for Extension of Time filed on June 25, 2002, by Association of Public-Safety Communications Officials-International, Inc.; the International Association of Chiefs of Police; the International Association of Fire Chiefs, Inc. and International Municipal Signal Association; the Major Cities Chiefs Association; the Major County Sheriffs' Association; the National Sheriffs' Association; Aeronautical Radio, Inc.; Association of American Railroads; the Forest Industries Telecommunications; the Industrial Telecommunications Association, Inc.; MRFAC, Inc.; the National Association of Manufacturers; the Personal Communications Industry Association; Small Business in Telecommunications; the Taxicab, Limousine and Paratransit Association; and Nextel Communications, Inc. (collectively, the Requestors). In the alternative, in the event that the Commission has acted to extend the period for filing reply comments without providing interested persons with a full opportunity to file an opposition to the Requestors' request, Gilcomm requests that the Commission reconsider its action. In support of its position, Gilcomm shows the following.

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Gilcomm is not opposed to the Commission's providing the Requestors with a full opportunity to form and present a consensus position. Gilcomm is opposed to the Commission's extending the time for the filing of reply comments to allow the Requestors' proposed filing to be submitted as reply comments. Rather, the Commission should reopen the proceeding to the filing of additional initial comments and receive Requestors' filing as initial comments. Then, the Commission should provide a full opportunity for reply to all initial comments.

Gilcomm has invested substantial effort in reviewing the comments, letters, and notices filed in the above captioned proceeding. Gilcomm intends to file reply comments, but were the Commission to accept the Requestors' filing as reply comments at the close of an extended period for filing reply comments, Gilcomm would be unfairly deprived of an opportunity to reply to those comments. Gilcomm could well be placed in the position of filing reply comments in reply to initial comments from which one or more of the Requestors may recede. Gilcomm and all other interested persons would not be able to reply to the position which is most likely to receive favorable Commission consideration.

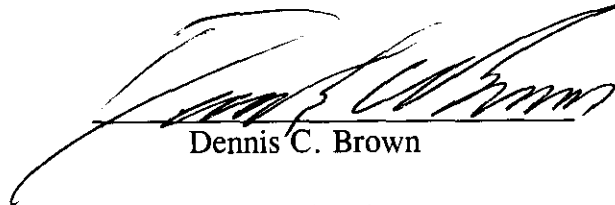
Hundreds of comments have been filed in this proceeding. Gilcomm appreciates the desirability of the industry's presenting a consensus position, but Gilcomm also appreciates the necessity of the Commission's having a complete record, including the reply comments of Gilcomm and all other interested persons on any new consensus proposal which the Requestors may make. The Requestors' consensus plan will clearly be a new thing, superceding some initial comments and the Commission should have the benefit of reply comment on it. Foreclosing

Gilcomm and others from replying to such a new proposal would not be fair to Gilcomm, to the Commission, or the public interest.

Conclusion

For all the foregoing reasons, Gilcomm respectfully requests that the Commission deny the Requestors' request, and, instead, re-open the proceeding to the filing of new initial comments thirty days hence and extend the filing date for reply comments to a date thirty days thereafter. If the Commission has acted without providing interested persons a full period of time within which to file oppositions before acting, then Gilcomm requests that the Commission reconsider its action to provide for a full exploration of the issues.

Respectfully submitted,  
GILCOMM, LLC

A handwritten signature in black ink, appearing to read "Dennis C. Brown", is written over a horizontal line.

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Dated: June 28, 2002

CERTIFICATE OF SERVICE

I hereby certify that on this twenty-eighth day of June, 2002, I served a copy of the foregoing Opposition to Request for Extension of Time or in the Alternative Petition for Reconsideration on each of the following persons by placing a copy in the United States Mail, first class postage prepaid:

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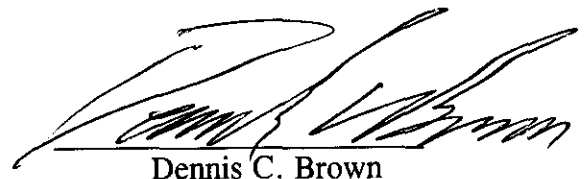
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